

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RECEIVED
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2019 JUL 16 PM 12:55

DORA BROWN

19 CV 6649

Write the full name of each plaintiff.

(Include case number if one has been assigned)

-against-

MICROSOFT CORPORATION

COMPLAINT

Do you want a jury trial?

☒ Yes ☐ No

Write the full name of each defendant. If you need more space, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed above must be identical to those contained in Section II.

NOTICE

The public can access electronic court files. For privacy and security reasons, papers filed with the court should therefore *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number. See Federal Rule of Civil Procedure 5.2.

I. BASIS FOR JURISDICTION

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation, and the amount in controversy is more than \$75,000, is a diversity case. In a diversity case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal-court jurisdiction in your case?

- ☐ Federal Question
- ☒ Diversity of Citizenship

A. If you checked Federal Question

Which of your federal constitutional or federal statutory rights have been violated?

B. If you checked Diversity of Citizenship

1. Citizenship of the parties

Of what State is each party a citizen?

The plaintiff, DORA BROWN, is a citizen of the State of
(Plaintiff's name)

NEW YORK
(State in which the person resides and intends to remain.)

or, if not lawfully admitted for permanent residence in the United States, a citizen or subject of the foreign state of

If more than one plaintiff is named in the complaint, attach additional pages providing information for each additional plaintiff.

If the defendant is an individual:

The defendant, MICROSOFT CORPORATION, is a citizen of the State of
(Defendant's name)

or, if not lawfully admitted for permanent residence in the United States, a citizen or subject of the foreign state of

If the defendant is a corporation:

The defendant, MICROSOFT CORPORATION, is incorporated under the laws of
the State of WASHINGTON

and has its principal place of business in the State of WASHINGTON

or is incorporated under the laws of (foreign state) _____

and has its principal place of business in WASHINGTON

If more than one defendant is named in the complaint, attach additional pages providing information for each additional defendant.

II. PARTIES

A. Plaintiff Information

Provide the following information for each plaintiff named in the complaint. Attach additional pages if needed.

<u>DORA</u>	<u>I</u>	<u>BROWN</u>
First Name	Middle Initial	Last Name
<u>146th STREET #236</u>		
Street Address		
<u>New York</u>	<u>NEW YORK</u>	<u>10016</u>
County, City	State	Zip Code
<u>(646) 629-8002</u>	<u>dorabrown520@gmail.com</u>	
Telephone Number	Email Address (if available)	

B. Defendant Information

To the best of your ability, provide addresses where each defendant may be served. If the correct information is not provided, it could delay or prevent service of the complaint on the defendant. Make sure that the defendants listed below are the same as those listed in the caption. Attach additional pages if needed.

Defendant 1:

MICROSOFT CORPORATION
 First Name Last Name

Current Job Title (or other identifying information)

ONE MICROSOFT WAY

Current Work Address (or other address where defendant may be served)

REDMOND WA 98052
 County, City State Zip Code

Defendant 2:

First Name Last Name

Current Job Title (or other identifying information)

Current Work Address (or other address where defendant may be served)

County, City State Zip Code

Defendant 3:

First Name Last Name

Current Job Title (or other identifying information)

Current Work Address (or other address where defendant may be served)

County, City State Zip Code

Defendant 4:

First Name

Last Name

Current Job Title (or other identifying information)

Current Work Address (or other address where defendant may be served)

County, City

State

Zip Code

III. STATEMENT OF CLAIM

Place(s) of occurrence: RESIDENCE #236 14 E 28 STREET #236 NYCDate(s) of occurrence: CONTINUOUS AND CURRENTLY

FACTS:

State here briefly the FACTS that support your case. Describe what happened, how you were harmed, and what each defendant personally did or failed to do that harmed you. Attach additional pages if needed.

I just received another 34 page service agreement from Microsoft, the 2nd in the past 2 years, with updates. In all these agreements it is my data that seems to be claimed by Microsoft. As is, the first six months of last year, my "work" disappeared from the "cloud" Microsoft blamed Apple since the Word app was on the Apple iPad, Apple blamed Microsoft needless to say, I lost 6 months of data. At present Microsoft Outlook on my email provider has locked my email that I use for my website and has insisted of providing all the information it requests, keeps upping the ante, and demanding more. I have in frustration changed my website email address to gmail since I cannot access my outlook.com email. The other outlook email address was compromised since my emails do not arrive daily and are subject to disappear. I called Apple the device owner, and to tech support and my website tech support, it all boiled down to issues with Microsoft. My computer uses Windows 10 operating system and I needed to use it to back up my iPhone and iPad using iTunes, again there were issues with Windows. Both Verizon and Apple attempted to troubleshoot, but always the issue would be Microsoft. I had backup up my iPad Windows installed Appbox which ended up installed on my desktop. Apps from McAfee my security company were installed in spite of tier 2 McAfee tech support installing them and Microsoft Windows installed apps that I

would remove and would appear again. Windows has blocked Tuneblaster Cable and Spectrum from being my internet providers making it impossible for the internet to work. Now this is happening with Verizon which is firing me with no delay since the fire internet I previously had was being controlled by Microsoft Windows and also controlling my printer which is connected to Microsoft Windows operating system on my computer. This has been going on for years but it has become unbearable especially since Outlook.com enabled my subscription of up to 100 email accounts to be stolen which they are from accessing my email with dangerous instructions. I presently have 4 lawsuits against my website hosts but Microsoft needs to be added to that.

INJURIES:

If you were injured as a result of these actions, describe your injuries and what medical treatment, if any, you required and received.

SUFFER FROM ASTHMA AND AN ADVERSE REACTION TO ADVAIR
THAT HAS CREATED A DISEASE SARCOIDOSIS WHICH HAS NO CURE
BUT IN MY CASE, IS AGGRAVATED BY STRESS CREATING ISSUES THAT
ONLY NAPROXEN (PAIN MEDICATION) AND THE USE OF A NEBULIZER
CAN MITIGATE. BOTH MEDICATIONS PRESCRIBED BY MY PCP.

IV. RELIEF

State briefly what money damages or other relief you want the court to order.

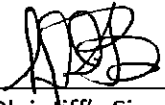
FOR THE LOSS OF DATA AND THE CONTINUING ABUSE OF
MY CIVIL, LEGAL, INTELLECTUAL PROPERTY RIGHTS, I WOULD LIKE
MICROSOFT, WHICH DOES LIMIT THE AMOUNT IT CAN BE HELD
LIABLE FOR, TO PAY THE FULL AMOUNT IT HAS AGREED TO IN
BOND LIABLE.

V. PLAINTIFF'S CERTIFICATION AND WARNINGS

By signing below, I certify to the best of my knowledge, information, and belief that: (1) the complaint is not being presented for an improper purpose (such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation); (2) the claims are supported by existing law or by a nonfrivolous argument to change existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Federal Rule of Civil Procedure 11.

I agree to notify the Clerk's Office in writing of any changes to my mailing address. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Each Plaintiff must sign and date the complaint. Attach additional pages if necessary. If seeking to proceed without prepayment of fees, each plaintiff must also submit an IFP application.

07.16.19			
Dated		Plaintiff's Signature	
Dora	I	BROWN	
First Name	Middle Initial	Last Name	
14 East 28 STREET #236			
Street Address			
New York	New York	10016	
County, City	State	Zip Code	
(646) 629-8002	dora.brown.520@gmail.com		
Telephone Number	Email Address (if available)		

I have read the Pro Se (Nonprisoner) Consent to Receive Documents Electronically:

☒ Yes ☐ No

If you do consent to receive documents electronically, submit the completed form with your complaint. If you do not consent, please do not attach the form.



**United States District Court
Southern District of New York**

Pro Se (Nonprisoner) Consent to Receive Documents Electronically

Parties who are not represented by an attorney and are not currently incarcerated may choose to receive documents in their cases electronically (by e-mail) instead of by regular mail. Receiving documents by regular mail is still an option, but if you would rather receive them only electronically, you must do the following:

1. Sign up for a PACER login and password by contacting PACER¹ at www.pacer.uscourts.gov or 1-800-676-6856;
2. Complete and sign this form.

If you consent to receive documents electronically, you will receive a Notice of Electronic Filing by e-mail each time a document is filed in your case. After receiving the notice, you are permitted one "free look" at the document by clicking on the hyperlinked document number in the e-mail.² Once you click the hyperlink and access the document, you may not be able to access the document for free again. After 15 days, the hyperlink will no longer provide free access. Any time that the hyperlink is accessed after the first "free look" or the 15 days, you will be asked for a PACER login and may be charged to view the document. For this reason, *you should print or save the document during the "free look" to avoid future charges*.

IMPORTANT NOTICE

Under Rule 5 of the Federal Rules of Civil Procedure, Local Civil Rule 5.2, and the Court's Electronic Case Filing Rules & Instructions, documents may be served by electronic means. If you register for electronic service:

1. You will no longer receive documents in the mail;
2. If you do not view and download your documents during your "free look" and within 15 days of when the court sends the e-mail notice, you will be charged for looking at the documents;
3. This service does *not* allow you to electronically file your documents;
4. It will be your duty to regularly review the docket sheet of the case.³

¹ Public Access to Court Electronic Records (PACER) (www.pacer.uscourts.gov) is an electronic public access service that allows users to obtain case and docket information from federal appellate, district, and bankruptcy courts, and the PACER Case Locator over the internet.

² You must review the Court's actual order, decree, or judgment and not rely on the description in the email notice alone. See ECF Rule 4.3

³ The docket sheet is the official record of all filings in a case. You can view the docket sheet, including images of electronically filed documents, using PACER or you can use one of the public access computers available in the Clerk's Office at the Court.

500 PEARL STREET | NEW YORK, NY 10007
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PRO SE INTAKE UNIT: 212-805-0175